

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

**IIANGO VAN GOVINDARAJAN, M.D.**

Holder of License No. 25797  
For the Practice of Allopathic Medicine  
In the State of Arizona.

Case No. MD-08-0243

**CONSENT AGREEMENT FOR  
DECREE OF CENSURE AND  
PROBATION**

**CONSENT AGREEMENT**

By mutual agreement and understanding, between the Arizona Medical Board ("Board") and Ilangovan Govindarajan, M.D. ("Respondent"), the parties agree to the following disposition of this matter.

1. Respondent has read and understands this Consent Agreement and the stipulated Findings of Fact, Conclusions of Law and Order ("Consent Agreement"). Respondent acknowledges that he has the right to consult with legal counsel regarding this matter.

2. By entering into this Consent Agreement, Respondent voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Consent Agreement in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Consent Agreement.

3. This Consent Agreement is not effective until approved by the Board and signed by its Executive Director.

4. The Board may adopt this Consent Agreement or any part thereof. This Consent Agreement, or any part thereof, may be considered in any future disciplinary action against Respondent.

5. This Consent Agreement does not constitute a dismissal or resolution of other matters currently pending before the Board, if any, and does not constitute any

1 waiver, express or implied, of the Board's statutory authority or jurisdiction regarding any  
2 other pending or future investigation, action or proceeding. The acceptance of this  
3 Consent Agreement does not preclude any other agency, subdivision or officer of this  
4 State from instituting other civil or criminal proceedings with respect to the conduct that is  
5 the subject of this Consent Agreement.

6 6. All admissions made by Respondent are solely for final disposition of this  
7 matter and any subsequent related administrative proceedings or civil litigation involving  
8 the Board and Respondent. Therefore, said admissions by Respondent are not intended  
9 or made for any other use, such as in the context of another state or federal government  
10 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or  
11 any other state or federal court.

12 7. Upon signing this agreement, and returning this document (or a copy thereof)  
13 to the Board's Executive Director, Respondent may not revoke the acceptance of the  
14 Consent Agreement. Respondent may not make any modifications to the document. Any  
15 modifications to this original document are ineffective and void unless mutually approved  
16 by the parties.

17 8. If the Board does not adopt this Consent Agreement, Respondent will not  
18 assert as a defense that the Board's consideration of this Consent Agreement constitutes  
19 bias, prejudice, prejudgment or other similar defense.

20 9. This Consent Agreement, once approved and signed, is a public record that  
21 will be publicly disseminated as a formal action of the Board and will be reported to the  
22 National Practitioner Data Bank and to the Arizona Medical Board's website.

23 10. If any part of the Consent Agreement is later declared void or otherwise  
24 unenforceable, the remainder of the Consent Agreement in its entirety shall remain in force  
25 and effect.

1 11. Any violation of this Consent Agreement constitutes unprofessional conduct  
2 and may result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order,  
3 probation, consent agreement or stipulation issued or entered into by the board or its  
4 executive director under this chapter") and 32-1451.

5 12. *Respondent has read and understands the conditions of probation.*

6  
7   
8 \_\_\_\_\_  
9 ILANGOVAN GOVINDARAJAN, M.D.

DATED: 2/23/09

**FINDINGS OF FACT**

1  
2 1. The Board is the duly constituted authority for the regulation and control of  
3 the practice of allopathic medicine in the State of Arizona.

4 2. Respondent is the holder of license number 25797 for the practice of  
5 allopathic medicine in the State of Arizona.

6 3. The Board initiated case number MD-08-0243A after receiving a notification  
7 that Respondent was arrested and charged with felony counts of aggravated assault,  
8 sexual abuse and misdemeanor assault.

9 4. On March 31, 2008, Respondent met with Board Staff for an investigational  
10 interview and denied inappropriately touching female coworkers. On April 7, 2008, the  
11 Board restricted Respondent's license by requiring that a female chaperone be present at  
12 all times when he is seeing or treating female patients and that he undergo a  
13 psychosexual evaluation. On April 28, 2008, Respondent underwent a three day  
14 assessment. The facility recommended Respondent undergo intensive treatment to  
15 address his pattern of sexual offending and his denial.

16 5. On June 30, 2008, Respondent underwent intensive treatment. During  
17 treatment, he admitted that he had inappropriately touched female coworkers at the  
18 hospital where he was employed. The treatment facility found that Respondent did not  
19 pose a threat to the medical staff or patients and recommended that he obtain a practice  
20 monitor, a chaperone when seeing or treating female patients, a psychiatric/psychological  
21 treatment, undergo a polygraph exam every six months and obtain four hours of ethics  
22 training per year. Subsequently, Respondent met with Board Staff for another  
23 investigational interview and admitted that he inappropriately touched female coworkers.

**CONCLUSIONS OF LAW**

- 1
- 2       1.     The Board possesses jurisdiction over the subject matter hereof and over
- 3 Respondent.
- 4       2.     The conduct and circumstances described above constitute unprofessional
- 5 conduct pursuant to A.R.S. § 32-1401(27)(q) ("Any conduct or practice that is or might be
- 6 harmful or dangerous to the health of the patient or the public.)

**ORDER**

8       IT IS HEREBY ORDERED THAT:

- 9       1.     Respondent is issued a Decree of Censure.
- 10       2.     Respondent is placed on probation for five years with the following terms
- 11 and conditions:

12           a.     Continuing Medical Education

13               Respondent shall obtain 4 hours of Board Staff pre-approved Category I

14 Continuing Medical Education (CME) in ethics training per year and provide Board Staff

15 with satisfactory proof of attendance. The CME hours shall be in addition to the hours

16 required for the biennial renewal of medical license.

17           b.     Female Chaperone

18               Respondent shall immediately retain and utilize a female chaperone, whose

19 view is unencumbered, while examining or treating female patients in all settings, including

20 but not limited to office, hospital, and clinic. The female chaperone must be an allied

21 healthcare provider employed by the Respondent, hospital, or clinic and may not be a

22 representative or relative who accompanied the patient. Respondent shall instruct the

23 female chaperone to document her presence by signing, dating and legibly printing her

24 name on each patient's chart at the time of the examination. Respondent shall instruct the

25 female chaperone to immediately report any inappropriate behavior to Respondent and the

1 Board. Board Staff may perform random periodic reviews to ensure compliance with this  
2 order.

3 c. Psychiatric/Psychological Treatment

4 Respondent shall continue psychiatric/psychological treatment with a Board  
5 Staff approved therapist with expertise in professional sexual misconduct. Respondent  
6 shall comply with the therapist's recommendations for continuing care and treatment.  
7 Respondent shall instruct the therapist to submit quarterly written reports to the Board  
8 regarding diagnosis, prognosis, and recommendations for continuing care and treatment.  
9 The reports must be submitted on or before the 15<sup>th</sup> day of March, June, September and  
10 December of each year. Respondent shall provide the therapist with a copy of this Order.  
11 Respondent shall pay the expenses of all the therapy and is responsible for paying for the  
12 preparation of the quarterly reports.

13 d. Respondent shall obtain two staff surveillance forms to be completed  
14 on the 15<sup>th</sup> of each month and shall forward the forms to the therapist.

15 e. Respondent shall obtain a polygraph examination every six months  
16 and shall have the results forwarded to the therapist.

17 f. Respondent shall have no sexual contact of any kind with any current  
18 or former patients or staff members.

19 g. Respondent shall obtain a Board approved practice monitor.  
20 Respondent shall pay the expenses of all monitoring.

21 h. Obey All Laws

22 Respondent shall obey all state, federal and local laws, all rules governing  
23 the practice of medicine in Arizona, and remain in full compliance with any court ordered  
24 criminal probation, payments and other orders.  
25

i. Tolling

In the event Respondent should leave Arizona to reside or practice outside the State or for any reason should Respondent stop practicing medicine in Arizona, Respondent shall notify the Executive Director in writing within ten days of departure and return or the dates of non-practice within Arizona. Non-practice is defined as any period of time exceeding thirty days during which Respondent is not engaging in the practice of medicine. Periods of temporary or permanent residence or practice outside Arizona or of non-practice within Arizona, will not apply to the reduction of the probationary period.

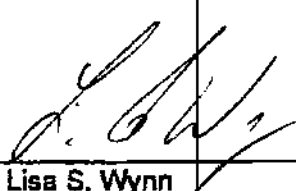
3. This Order is the final disposition of case number MD-08-0243A.

DATED AND EFFECTIVE this 5<sup>TH</sup> day of FEBRUARY, 2009.



ARIZONA MEDICAL BOARD

By

  
Lisa S. Wynn  
Executive Director

ORIGINAL of the foregoing filed  
this 5<sup>th</sup> day of February, 2009 with:

Arizona Medical Board  
9545 E. Doubletree Ranch Road  
Scottsdale, AZ 85258

EXECUTED COPY of the foregoing mailed  
this 5<sup>th</sup> day of February, 2009 to:

Kraig Marton  
Jaburg & Wilk, P.C.  
3200 North Central Avenue, Suite 2000  
Phoenix, Arizona 85012-2440

1 EXECUTED COPY of the foregoing mailed  
2 this 5<sup>th</sup> day of February, 2009 to:

3 Ilangovan Govindarajan, M.D.  
4 Address of Record

5 Kanada Corley  
6 Investigational Review  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25